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FILED
IN CLERK'S OFFICE
DISTRICT COURT E.D.N.Y.

JAN 30 2007

P.M. _____
TIME A.M. _____

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

JOSEPH DINAPOLI,

Plaintiff,

-against-

LOCAL 1814 INTERNATIONAL
LONGSHOREMAN'S ASSOCIATION, AFL-CIO;
INTERNATIONAL LONGSHOREMAN'S
ASSOCIATION, AFL-CIO (ILA);
NEW YORK SHIPPING ASSOCIATION, INC.;
NYSA-ILA CONTRACT BOARD;
AMERICAN STEVEDORING, INC.;
CLINT CATUCCI;
SABATO CATUCCI;
INDIVIDUALLY AND JOINTLY AND SEVERALLY

Defendant(s)

X

ECF CASE

06-CV-3565 (ENV)(SMG)

CONSENT ORDER

X

IT IS HEREBY STIPULATED, CONSENTED TO, AND AGREED by and among the undersigned counsel for Plaintiff JOSEPH DINAPOLI and for Defendants NEW YORK SHIPPING ASSOCIATION, INC. (NYSA), the INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO (ILA), the NYSA-ILA CONTRACT BOARD (Contract Board), and LOCAL 1814, INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO (Local 1814) (hereinafter the "non-American Stevedoring, Inc. (ASI) Defendants"), as follows:

KM

The Discontinues as to Local 1814 is limited to this action
06-CV-3565

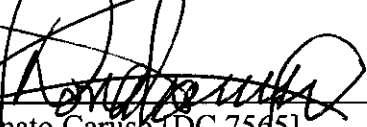
1. All claims against the non-ASI Defendants are discontinued with prejudice, and each party shall bear its own costs, disbursements, and attorneys' fees, ~~limited to this lawsuit Local 1814~~
~~with the disbursements and remain as defense in the first lawsuit~~

2. The non-ASI Defendants agree that the non-ASI Defendants will take all steps necessary to restore plaintiff to his former position, should plaintiff prevail by settlement or judgment against the ASI defendants in his employment discrimination action against ASI.

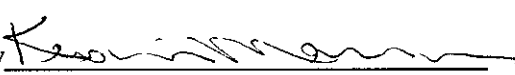
JP
MW

Dated: New York, New York
January 8, 2007

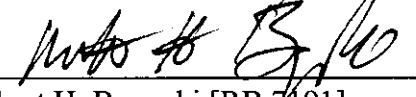
~~THE LAMBOS FIRM~~

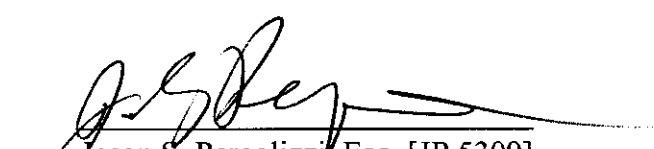
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Counsel for Plaintiff

SO ORDERED this 23rd day of
January, 2007.

/s/ Hon. Eric N. Vitaliano
United States District Judge